

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)
For Design, Provisional, or Utility ApplicationsPATENT
APPLICATIONCOMPLETION Under
Rule 53(f)

In re PATENT APPLICATION of

Attn: Application Division

Inventor(s): OHMI et al.

Appln. No.: 09 | 866,576
Series Code ↑ | Serial No. ↑Atty.Dkt. P 281355 | EL01019CDC
M# | Client Ref

Filed: May 29, 2001

Title: SEMICONDUCTOR DEVICE FORMED ON (111) SURFACE OF Si CRYSTAL AND FABRICATION
PROCESS THEREOFHon. Commisioner of Patents
Washington,DC 20231

Date: September 21, 2001

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts** ☒ copy attached ☐ not yet received
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filling signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

- 2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.
- 2B. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.
3. ☒ Specification originally filed in non-English language; hence verified translation attached of:
- a. ☒ Abstract
- b. # 62 pages of Specification(only spec. & claims)
- c. ☒ Drawing(s) 17
No of Sheets
☒ Fig(s). 1-17
4. ☒ Letter filing formal drawing attached.
5. ☒ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.
6. DOMESTIC/INTERNATIONAL priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	
(5)		(6)	

7. FOREIGN priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in Japan

Application No.	Filing Date	Application No.	Filing Date
(1) 11-376170	November 30, 1999	(2)	
(3)		(4)	
(5)		(6)	

Completion Under Rule 53(f)

9. _____ (No.) Certified copy (copies): _____ ☐ attached; ☐ previously filed (date) _____
in U.S. Application No. _____ / _____ filed on _____
10. Small Entity Status ☐ ☒ is Not claimed ☐ is claimed (file PAT-256 if this is the first claim of Small Entity Status)
11. ☒ Attached: Preliminary Amendment
12. ☐ Preliminary Amendment:

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

				Large/Small Entity		Fee Code	
13. Basic Filing Fee Design Application				\$320/\$160		106/26	
Not Design Application				\$710/\$355	+710	101/201	
14. Total Effective Claims	39	minus 20 =	19	x \$18/\$9	+342	103/203	
15. Independent Claims	17	minus 3 =	14	x \$80/\$40	+1120	102/202	
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line <u>blank</u> if this is a <u>reissue</u> application)				\$270/\$135	+0	104/204	
17. Surcharge for filing Declaration/filing fee late				\$130/\$65	+130	105/205	
18. FILING FEE ENCLOSED =				\$2302			
19. <u>Original due date:</u> September 23, 2001							
20. Petition is hereby made to extend the <u>original</u> due date to cover the date this response is filed for which the requisite fee is attached				(1 mo)	\$110/\$55 =	+0	115/215
				(2mos)	\$390/\$195 =		116/216
				(3mos)	\$890/\$445 =		117/217
				(4mos)	\$1390/\$695 =		118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee				\$130	+130	139	
22. If "assignment" box 5 is X'd, add recording fee.				\$40	+40	581	
23. Petition Fee for				\$130	+0		
24. TOTAL FEE ENCLOSED =				\$2472			

Our Deposit Account No. 03-3975

Our Order No. 40258

281355

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Pillsbury Winthrop LLP
Intellectual Property Group

1600 Tysons Boulevard

By Atty: Dale S. Lazar

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Atty/Sec: RP/smm

NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments

VERIFICATION OF TRANSLATION



I, Tadahiko Itoh, a Patent Attorney of Tokyo, Japan, having my office at 32nd Floor, Yebisu Garden Place Tower, 20-3 Ebisu 4-Chome, Shibuya-Ku, Tokyo 150-6032, Japan, am the translator of the documents attached and I state that the following is a true English translation to the best of my knowledge and belief of United States Patent Application filed May 29, 2001, Application Serial No.09/866,576 in the Japanese language.

DATED this 9th day of August, 2001

Signature of Translator

Tadahiko ITOH
Patent Attorney
ITOH International Patent Office
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Tokyo 150-6032, Japan

09866576-009404

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION

OHMI et al.

Appln. No.: 09/866,576

Filed: May 29, 2001

Title: SEMICONDUCTOR DEVICE FORMED ON (111) SURFACE OF A Si
CRYSTAL AND FABRICATION PROCESS THEREOF

Confirmation No.: 4482

Group Art Unit: NOT ASSIGNED

Examiner: NOT ASSIGNED



September 21, 2001

* * * * *

SUBMISSION OF FORMAL DRAWINGS

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts dated July 23, 2001, Applicants hereby
submit the attached formal drawings.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By: 

Dale S. Lazar

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Enclosures: Figures 1-17



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/866,576	05/29/2001	Tadahiro Ohmi	P 281355

00909
PILLSBURY WINTHROP LLP
1600 TYSONS BOULEVARD
MCLEAN, VA 22102



CONFIRMATION NO. 4482

FORMALITIES LETTER



OC000000006332212

Date Mailed: 07/23/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/24/2001 BSAYASI1 00000044 09866576

FILED UNDER 37 CFR 1.53(b)

01 FC:101	710.00 OP
02 FC:102	1120.00 OP
03 FC:103	342.00 OP
04 FC:105	130.00 OP
05 FC:139	130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- **The balance due by applicant is \$ 970.**
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom

H-T

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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